



DT20 Rec'd PCT/PTO 23 JUN 2003

PCT/PTO

TRANSMITTAL LETTER
(General - Patent Pending)Docket No.
088/01925

In Re Application Of: Ari DEROWE et al.

Serial No.	Filing Date	Examiner	Group Art Unit
09/701,531	November 28, 2000	Unknown	3736

Title: METHODS AND DEVICES FOR VASCULAR SURGERY

TO THE COMMISSIONER OF PATENTS AND TRADEMARKS:

Transmitted herewith is:

1. Change of Status from Small to Large Entity (including annotated copy of page 2 of Transmittal Letter showing deficiency fees)
2. Payment correcting deficiency fee due to change in entity status

in the above identified application.

No additional fee is required.

A check in the amount of _____ is attached.

The Commissioner is hereby authorized to charge and credit Deposit Account No. 03-3419 as described below. A duplicate copy of this sheet is enclosed.

Charge the amount of \$2,276.00

Credit any overpayment.

Charge any additional fee required.

Signature

Dated: June 18, 2003

Maier FENSTER, Reg. #41,016

William H. Dippert, Esq.
Reed Smith LLP
599 Lexington Avenue, 29th Floor
New York, NY 10022-7650

Tel: (212) 521-5400

cc:

I certify that this document and fee is being deposited on 6-20-03 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231. PO BOX 1450, ALEXANDRIA, VA

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ari DEROWE, et al.
 Serial Number: 09/701,531
 Filed: November 28, 2000
 For: METHODS AND DEVICES FOR VASCULAR SURGERY
 Art Unit: 3736
 Examiner: Unknown

Honorable Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

CHANGE OF STATUS FROM SMALL TO LARGE ENTITY (37 C.F.R. §1.28 (c))

Sir:

It has recently come to our attention that the small entity status in this case might have been claimed in error. The claim to small entity status was made in good faith, due to a possible misunderstanding, by the patent assignee.

The assignee of the application is a start-up, which on its face, meets the criteria for small entity status. However, the assignee of the present invention has now realized that business agreements that he has signed might affect his small entity status. The assignee therefore decided to err on the side of caution and give up small entity status and is paying the deficiency fees associated with the change in the entity status.

Enclosed herewith are transmittal sheets previously filed in this application. Red markings on the sheets indicate the present fees. The deficiency is also indicated.

The total deficiency is \$754.00.

Respectfully submitted,
Ari DEROWE, et al.



Maier FENSTER
Reg. No. 41,016

June 18, 2003
 William H. Dippert, Esq.
 Reed Smith LLP
 599 Lexington Avenue, 29th Floor
 New York, NY 10022-7650

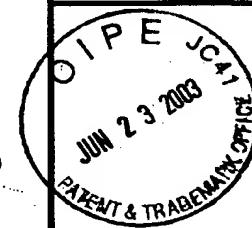
Tel: (212) 521-5400

20. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):

<input type="checkbox"/> Search Report has been prepared by the EPO or JPO	\$930.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482)	\$720.00
<input type="checkbox"/> No international preliminary examination fee paid to USPTO (37 CFR 1.482) but international search fee paid to USPTO (37 CFR 1.445(a)(2))	\$790.00
<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$1,070.00
<input checked="" type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(2)-(4)	\$100.00 \$98.00

CALCULATIONS PTO USE ONLY



ENTER APPROPRIATE BASIC FEE AMOUNT =

\$100.00

Surcharge of \$130.00 for furnishing the oath or declaration later than 20 30 months from the earliest claimed priority date (37 CFR 1.492 (e)).

\$0.00

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	194 - 20 =	174	x \$18.00	\$3,132.00
Independent claims	18 - 3 =	15	x \$80.00 \$84.00	\$1,200.00 \$1,260.00
Multiple Dependent Claims (check if applicable).			<input type="checkbox"/>	\$0.00
				TOTAL OF ABOVE CALCULATIONS = \$4,432.00 \$4,492.00
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable).			<input checked="" type="checkbox"/>	\$2,216.00 \$4,492.00
				SUBTOTAL = \$2,216.00 \$4,492.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492 (f)).			<input type="checkbox"/>	\$0.00
				TOTAL NATIONAL FEE = \$2,216.00 \$4,492.00
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable).			<input type="checkbox"/>	\$0.00
				TOTAL FEES ENCLOSED = \$2,216.00 \$4,492.00
				Amount to be: \$
				refunded \$
				charged \$

 A check in the amount of

to cover the above fees is enclosed.

\$4,492.00

 Please charge my Deposit Account No. 03-3419 in the amount of \$2,216.00 to cover the above fees.

A duplicate copy of this sheet is enclosed.

Deficiency Fees → \$2,276.00

 The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 03-3419 A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

William H. Dippert, Esq.
 Cowan, Liebowitz and Latman, P.C.
 1133 Avenue of the Americas
 New York, NY 10036-6799

Tel: (212) 790-9200



SIGNATURE

Maier FENSTER

NAME

41,016

REGISTRATION NUMBER

November 28, 2000

DATE



PTO/SB92 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031
U. S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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Date

William H. Dippert

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599 Lexington Avenue
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Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Applicant: Ari Derowe, et al.
Serial No: 09/701,531
Filing Date: November 28, 2000
For: METHODS AND DEVICES FOR VASCULAR SURGERY
Enclosures: (1) Transmittal Letter (in duplicate); (2) Change of Status Letter (1 page) w/annotated copy of page 2 of Transmittal Letter showing deficiency fees (1 page); (3) Acknowledgement Postcard.

Burden Hour Statement: This form is estimated to take 0.03 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U. S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.